

CORRES. CONTROL  
INCOMING LTR NO.

00280 RF 95

DUE  
DATE

ACTION

DIST.	LTR	ENC
BURLINGAME, A.H.		
BUSBY, W.S.		
CARNIVAL, G.J.		
CORDOVA, R.C.		
DAVIS, J.G.		
FENN, T.M.		
FERRERA, D.W.		
FRAY, R.E.		
FULTON, D.L.		
GEIS, J.A.		
GLOVER, W.S.		
GOLAN, P.M.		
HANNI, B.J.		
HEALY, T.J.		
HEDAH, T.G.		
HILBIG, J.G.		
HOLLOWELL, L.J.	X	
HUTCHINS, N.M.		
JACKSON, D.T.		
JELL, R.E.		
KESTER, A.W.		
KARX, G.E.		
KACART, D.		
KADONALD, M.M.		
KAGOVERN, L.J.		
KAKENNA, F.G.		
KAKUKERT, J.G.		
KAZZUTO, V.M.		
KOTTER, G.L.		
KATTERWHITE, D.G.		
KCHRADER, D.C.		
KCHUBERT, A.L.		
KCHWARTZ, J.K.		
KETLOCK, G.H.		
KTIGER, S.G.		
KORHEIS, G.M.		
BUDDY M	X	

CORRES. CONTROL	X	X
DMN RECORD/080	X	2
ATS/T130G		

Reviewed for Addressee  
Corres. Control RFP

1-26-95 RDG  
DATE BY

Ref Ltr. #

DOE ORDER # 5400.1

000050399

Department of Energy

JAN 26 10 09 AM '95

ROCKY FLATS OFFICE  
P.O. BOX 928  
GOLDEN, COLORADO 80402-0928

EG&G  
ROCKY FLATS PLANT  
CORRESPONDENCE CONTROL

JAN 24 1995

95-DOE-08065

Mr. Martin Hestmark  
U. S. Environmental Protection Agency, Region VIII  
ATTN: Rocky Flats Project Manager, 8HWM-RI  
999 18th Street, Suite 500, 8WM-C  
Denver, Colorado 80202-2405

Mr. Joe Schieffelin, Unit Leader  
Hazardous Waste Facilities  
Colorado Department of Public Health and the Environment  
4300 Cherry Creek Drive South  
Denver, Colorado 80222-1530

Gentlemen:

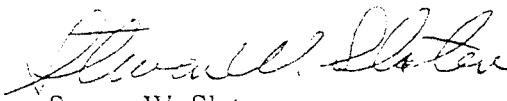
In my telephone conversation of this morning regarding the Operable Unit (OU) 3 Chemicals of Concern (COC) Dispute letter which I sent to you on January 19, 1995, Martin stated that a Technical Memorandum (TM) is not disputable. The purpose of this letter is to clarify the reasons for Department of Energy (DOE) invoking the dispute resolution process. The DOE understands that a TM is not a disputable document.

The issue in dispute is that of added scope. Your disapproval letter dictated new COCs to be used in the baseline risk assessment and suggested failure to submit a RCRA Facility Investigation/Remedial Investigation report which included these new COCs would be a violation of the Interagency Agreement (IAG). This constitutes additional work which is subject to part 32 paragraph 191 and disputable under part 16 of the IAG.

As agreed in our telephone conversation, we plan to meet this week. You requested that no contractors be present. I consider this to be a meeting to clarify technical positions, and intend to bring whomever necessary from DOE and support staff to resolve this dispute.

If you have any questions, please contact me at 966-4839.

Sincerely,

  
Steven W. Slaten  
IAG Project Coordinator  
Environmental Restoration

M. Hestmark & J. Schieffelin  
95-DOE-08065

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JAN 24 1995

cc:

J. Ahlquist, EM-45, HQ  
C. Gesalman, EM-453, HQ  
K. Klein, OOM, RFFO  
F. Lockhart, ER, RFFO  
B. Birk, ER, RFFI  
S. Slaten, ER, RFFO  
M. Guillaume, SAIC  
M. Buddy, EG&G  
Admin Records